## **MINUTES**

## OF THE

## NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: March 14, 2008

TIME: 9:00 A.M.

PLACE: Best Western Coastline

Wilmington, North Carolina

SUBMITTED BY: Terry Wright

Director

MEMBERS PRESENT: MEMBERS ABSENT:

Brad Smith
Doc Hoggard
Anita Pfaff
Darrell Furr
Johnny Phillips
Courtney Brown

### STAFF PRESENT:

Director Terry Wright Board Secretary Nan Williams

Attorney Charles McDarris Investigator Phillip Stephenson Field Services Supervisor Larry Liggins Investigator Charlie Branch

VISITORS:

Steve High Dawn High
Curtis Bridgers David Williams

Tom West Kevin Boehm
David Roe Joseph Gibbs
Terry Preiss Mack Donaldson
Margie Fry Sara Blaicher

Rockie Goeller Lance Chavez

Terral Hall
Donald Brunjes
Alfred Brunjes, Jr.
Robert Owens
Brian Vincent
Troy D. Horner
Carole McLester
Paul Tiso
David A. Nuttall
Jerry Harmon
Johnny Phillips
Travis Wrangham

Brad Henegar
Brian Dudish
Alfred Brunjes, III
Derrick Turner
Justin Spackman
Ronald Armeen
Ray McLester
Troy Benson
Gary Cox
Trevia Taft

Darrell Furr

Toby Andrews

### CALL TO ORDER

9:00 A.M. The March 14, 2008 meeting of the North Carolina Alarm Systems Licensing Board was called to order by Chairman Smith.

In accordance with the State Ethics Law, Attorney Charles McDarris read the following information. "It is the duty of every Board member to avoid both conflicts of interest and appearances of conflict. If any member has any known conflict of interest or appearance of conflict with respect to any matters coming to this Board today, please identify the conflict or appearance of conflict and refrain from any deliberation and vote in that particular matter."

Chairman Smith welcomed all guests.

MR. HOGGARD MADE A MOTION TO APPROVE THE MINUTES OF THE JANUARY 17, 2008 BOARD MEETING. SECONDED BY MS. PFAFF. MOTION CARRIED.

Ms. Pfaff reported the results of the Screening Committee. See attached Screening Committee Report.

It was noted that Mr. Brown recused himself from voting on the application of Mr. Elvin Chad Tyson.

MR. HOGGARD MADE A MOTION TO APPROVE THE SCREENING COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. PHILLIPS. MOTION CARRIED.

MR. HOGGARD MADE A MOTION TO APPROVE THE REGISTRATION REPORT AS PRESENTED. SECONDED BY MS. PFAFF. MOTION CARRIED.

Mr. Smith reported that he and Mr. Hoggard met as the Grievance Committee on March 13, 2008 from 2:20 pm to 5:40 pm. The following individuals were present: Ms. Dixie Culbreth, Ms. Vickie Huskey, Mr. David Finn, Mr. Thomas Frey, Mr. Mark Seifert, Mr. John Hunter, Mr. Charles D'Ascoli, and Mr. Sam Smith.

Mr. Phillips recused himself from voting on Case Number 2008-ASL-001.

## MR. HOGGARD MADE A MOTION TO ACCEPT THE GRIEVANCE COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. FURR. MOTION CARRIED.

#### SPECIAL REPORTS AND PRESENTATIONS

Mr. Smith presented the Continuing Education Sub-committee report:

- 1. Burglar Alarm Basics The committee recommends approval of this course for 6 CEU's.
- 2. Fiber Optic Basics Parts 1 and 2 The committee recommends denial of CEU's for these courses.
- 3. Fire Alarm Basics Parts 1, 2, and 3 The committee recommends denial of CEU's for these courses.
- 4. Access Controls The committee recommends approval of this course for 6 CEU's.
- 5. Nurse Call Basics The committee recommends denial of CEU's for this course.
- 6. Networx Installation The committee recommends approval for renewal of this course for 6 CEU's.
- 7. Basic Elements of the NEC The committee recommends denial of CEU's for this course.
- 8. The Fundamentals of Fire Systems The committee recommends denial of CEU's for this course.
- 9. Level I Certified Alarm Technician (Revised) The committee recommends approval of this course for 6 CEU's.

# MS. PFAFF MADE A MOTION TO ACCEPT THE RECOMMENDATIONS OF THE COURSES PRESENTED. SECONDED BY MR. BROWN. MOTION CARRIED.

BREAK: 9:40 am

RECONVENE: 10:00 am

UNFINISHED BUSINESS

None

**OLD BUSINESS** 

None

**NEW BUSINESS** 

None

## DIRECTOR'S REPORT

Mr. Wright presented the written report and advised that as of February 1, 2008, the combined budget balance was \$311,302.34. The Alarm Recovery Fund balance was \$28,143.02.

Mr. Wright presented the Board with a proposal to change the current policy regarding correctable denials. If adopted the licensee will have thirty days to provide staff with the information that was omitted from the application. Once the thirty days have passed and if <u>all</u> the information has not been submitted, the licensee **shall** remove the applicant from alarm related assignments. The applicant will not be allowed to work until

the information is provided and they receive the registration card. This process is effective for those applications that are denied for **correctable reasons only**. If the applicant is denied for **cause reasons**, the applicant will still be required to be immediately pulled from post if they are registering as a **new** applicant. If the applicant is being denied for a combination of **correctable** and **cause** reasons, they will still be required to be pulled from post immediately upon receiving the denial letter if they are registering as a **new** applicant.

Applications submitted without the required criminal records checks or if the applicant has criminal convictions will be considered a **for cause** denial and applicant's registering as **new** would not be allowed to work until they submit the required information and receive the registration card.

## MR. HOGGARD MADE A MOTION TO APPROVE THE PROPOSAL AS PRESENTED. SECONDED BY MS. PFAFF. MOTION CARRIED.

Mr. Wright stated a letter will be mailed to all licensees with an effective date for this procedure.

### ATTORNEY'S REPORT

- 1. William Alexander of ISR Solutions Virginia, Inc. Consent Agreement for \$2,040.00 has been executed and paid.
- 2. Joseph David Aman of Stanley Security Consent Agreement for \$6,364.80 has been executed and paid.
- 3. David Baratta of American Alarms Consent Agreement for \$1,632.00 has been issued.
- 4. Brian Smith Consent Agreement for \$3,182.40 has been issued.
- 5. John Lemieux Consent Agreement for \$163.20 has been executed and paid.
- 6. Kenneth Hooks Consent Agreement of \$163.20 and a Civil Penalty of \$2,000.00 has been executed and paid.
- 7. Pamala H. McLean Consent Agreement of \$652.80 has been executed and paid.

Mr. McDarris reported that 12 NCAC 11 .0210 which is the proposed rule to state that the electrical licensee must be employed on a full time basis has been filed with the Rules Review Commission. Mr. McDarris anticipates the rule being effective by the next meeting. Mr. McDarris stated that the companies that just monitor and do not conduct any other alarm activities will need to write a letter stating this. Their names would then be brought before the Board to determine if the exemption applies.

Mr. McDarris stated that a cease and desist letter was written to Mr. Glen Mowery. Mr. Smith stated that he received a voice mail from Mr. Mowery and that Mr. Mowery did want to work with the Board on the Concord Ordinance. Hopefully, in the near future, the Town of Concord will be able to review the changes of the ordinance suggested by the Board.

Mr. McDarris stated that he had not heard back from the Town of Huntersville since February, but will contact them.

Mr. McDarris stated that Cramerton False Alarm Ordinance and the Rocky Mount False Alarm Ordinance

raise serious questions. He stated that he and Mr. Smith have been working together on these ordinances.

MR. BROWN MADE A MOTION FOR THE ATTORNEY TO WRITE A LETTER TO THESE TWO TOWNS AND MAKE THEM AWARE OF THE BOARD'S CONCERNS. SECONDED BY MR. HOGGARD. MOTION CARRIED.

MR. BROWN MADE A MOTION TO ACCEPT THE ATTORNEY'S REPORT AS PRESENTED. SECONDED BY MR. FURR. MOTION CARRIED.

Mr. Smith stated that Mr. Dan Patterson had requested to be on the agenda but Mr. Patterson was not present. Mr. Larry Liggins stated he had spoken with Mr. Patterson about whether or not someone needed a license to install the Laser Shield Alarm Systems. Mr. Patterson wanted to go door to door selling these products without being licensed. Mr. Smith asked Mr. Liggins to contact Mr. Patterson in regards to the Board's concerns regarding this request.

MR. HOGGARD MADE A MOTION FOR MR. MCDARRIS AND MR. LIGGINS TO CONTACT MR. PATTERSON IN REGARD TO THIS MATTER.

MR. HOGGARD MADE A MOTION TO GO INTO CLOSED SESSION TO DISCUSS LEGAL MATTERS. SECONDED BY MS. PFAFF. MOTION CARRIED.

CLOSED SESSION: 10:40 am

RECONVENE: 10:50 am

Mr. Smith stated that the Board discussed legal matters regarding the recovery fund. No action was taken on this matter.

GOOD OF THE ORDER

MR. FURR MADE A MOTION TO ADJOURN. SECONDED BY MR. BROWN. MOTION CARRIED.

Meeting Adjourned:	10:50 am		
		Terry Wright Director	
		Nan Williams Reporter	